

## United States District Court

SOUTHERN

DISTRICT OF  
McALLEN DIVISION

TEXAS

UNITED STATES OF AMERICA  
V.

Jose Evelio Rodriguez-Santos

United States District Court  
Southern District of Texas  
FILED

NOV 13 2018

## CRIMINAL COMPLAINT

Case Number: M-18-2341-M

IAE YOB: 1996

El Salvador

(Name and Address of Defendant)

Clerk of Court

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my

knowledge and belief. On or about November 11, 2018 in Hidalgo County, in

the Southern District of Texas

(Track Statutory Language of Offense)

being then and there an alien who had previously been deported from the United States to El Salvador in pursuance of law, and thereafter was found near Los Ebanos, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title 8 United States Code, Section(s) 1326 (Felony)

I further state that I am a(n) Senior Patrol Agent and that this complaint is based on the following facts:

Jose Evelio Rodriguez-Santos was encountered by Border Patrol Agents near Los Ebanos, Texas on November 11, 2018. The investigating Agent established that the Defendant was an undocumented alien and requested record checks. The Defendant claims to have illegally entered the United States on November 11, 2018 near Hidalgo, Texas. Record checks revealed the Defendant was formally Deported/Excluded from the United States on October 10, 2018, through Phoenix, Arizona. Prior to Deportation/Exclusion the Defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security. On March 23, 2016 the Defendant was convicted of Robbery a Second Degree Felony, with an Enhancing Factor of Use of a Deadly Weapon and was sentenced to two (2) years confinement.

I declare under penalty of perjury that the statements in this complaint are true and correct. Executed on November 12, 2018.

Continued on the attached sheet and made a part of this complaint:

Submitted by reliable electronic means, sworn to and attested to telephonically per Fed. R. Cr. P. 4.1, and probable cause found on:

Sworn to before me and subscribed in my presence,

November 12, 2018

Yes  No

/S/ Miguel Valle

Signature of Complainant  
C. J. MIGUEL VALLE  
Miguel Valle

Senior Patrol Agent

Signature of Judicial Officer

J. C. 11:41 AM  
11/13/18

Scott J. Hacker, U.S. Magistrate Judge  
Name and Title of Judicial Officer